

ATLANTA CITY COUNCIL

ACTION MINUTES

MAY 07, 2012

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, May 07, 2012. The Meeting convened at 1:15 p.m. in Atlanta City Hall's Council Chamber. The roll was called and a quorum was declared.

PRESIDER(S): The Honorable Council President Ceasar C. Mitchell presided. The Honorable Council President Pro Tempore Kwanza Hall presided a portion of the meeting.

Attendance: The following (13) voting members were present at the Meeting:

The Honorable Carla Smith	The Honorable C. T. Martin
The Honorable Kwanza Hall	The Honorable Keisha Bottoms
The Honorable Natalyn Archibong *2:04	The Honorable Joyce M. Sheperd
The Honorable Alex Wan	The Honorable Michael J. Bond *1:27
The Honorable Howard Shook	The Honorable Aaron Watson
The Honorable Yolanda Adrean	The Honorable H. Lamar Willis *1:24
The Honorable Felicia A. Moore	

* Indicates arrivals (with time noted) occurring after convening roll call.

Councilmembers Ivory Lee Young, Jr. (Absent with Notice) and Clela Winslow were absent.

INVOCATION: Chaplain Reginald Wilborn of the Atlanta Police Department gave the invocation.

PLEDGE OF ALLEGIANCE: In unison, the Council recited the Pledge of Allegiance to the flag of the United States of America.

REPORT OF THE JOURNAL: Rhonda Dauphin Johnson, Municipal Clerk, certified to the Council that the **Actions/Minutes** of the **Atlanta City Council's April 16, 2012** Regular Meeting and the **April 18, 2012, April 25, 2012 and April 30, 2012** Special Call Meetings were true and correct. The Minutes were **FILED** without objection.

ADOPTION OF AGENDA: Councilmember Adrean made a **Motion to Adopt the Agenda**. It was properly **Seconded by Councilmember Moore**. The Motion then **CARRIED** by a roll call vote of **11 yeas**; (Councilmembers Smith, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis); **0 nays**.

COMMUNICATIONS

Council President Ceasar C. Mitchell Presided

COMMUNICATIONS

- 12-C-0622 (1) A Communication by **Councilmember Felicia A. Moore** submitting notice, as Chairperson of the Finance/Executive Committee, to serve on the Defined Contribution Plan Management Committee and the Committee to identify potential methods and sources of mitigating and/or paying for the overage in the future fiscal years, as identified in the City's Pension Plan under Ordinance 11-O-0672. Also, as authorized by Resolution 11-R-1055, to serve on the Other Post Employment Benefits (OPEB) Health Care Task Force.
FILED WITHOUT OBJECTION
- 12-C-0623 (2) A Communication by **Chief Procurement Officer Adam L. Smith** submitting the April 2012 Monthly Contracts Report to the Atlanta City Council and Clerk of Council pursuant to Section 2-1142 of the Atlanta City Code of Ordinances.
FILED WITHOUT OBJECTION
- 12-C-0624 (3) A Communication from **Cathy Richards, President, Atlanta Planning Advisory Board (APAB), to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Mr. Bill Bozarth as their representative to serve as a member of the Citizen Review Board, scheduled to begin on the date of Council confirmation.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 12-C-0625 (4) A Communication from **Cathy Richards, President, Atlanta Planning Advisory Board (APAB), to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Michelle Uchiyama as their representative to serve as a member of the BeltLine Tax Allocation District (TAD) Advisory Committee, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMUNITY DEVELOPMENT AND HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

VETOED LEGISLATION

Council President Ceasar C. Mitchell Presided

VETOED LEGISLATION

NONE

UNFINISHED BUSINESS

Council President Ceasar C. Mitchell Presided

UNFINISHED BUSINESS

NONE

CONSENT AGENDA SECTION I

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA

There was no separate discussion of the following items with the exception of items 12-R-0510 and 12-O-0484 which were removed from the Consent Agenda, and considered separately per Rules for the Conduct of Business of the Council of the City of Atlanta (As Amended), Rule XI; Order of Business, SECTION 11.2; Consent Agenda.

CONSENT AGENDA SECTION I, as follows, received Favorable Recommendations in each Committee and all items were collectively Adopted by a single roll call vote in accordance with Section 11.2 of the Rules of Council as follows: **11 Yeas** (*Councilmembers Smith, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis*); **0 Nays**.

SECTION I

ORDINANCES FOR SECOND READING

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

12-O-0392 (1) An Ordinance by **Finance/Executive Committee** authorizing Travelex Currency Services, Inc., to provide, and the City to accept, Foreign Currency Exchange & Business Services under the terms set forth in Agreement FC-7314-01, as amended, beginning April 14, 2012 and continuing month-to-month, but not to extend beyond October 31, 2012; authorizing the City of Atlanta to waive the Competitive Source Selection requirements contained in Section 2-1187 of the Code of Ordinances of the City of Atlanta, Ga as well as any other conflicting code provisions; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

12-O-0495 (2) An Ordinance by **Councilmember Ivory Lee Young, Jr. as Amended by Finance/Executive Committee** to waive and release certain Solid Waste Service Charges and Liens in the amount of \$46,193.24 on certain properties located in the Vine City Community for the purpose of furthering redevelopment within the Vine City area, as such properties, charges and liens are more particularly describes herein; and for other purposes.

**ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE
OF 11 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

- 12-O-0500 (3) An Ordinance by **Councilmember H. Lamar Willis as Amended by City Utilities Committee** authorizing the Mayor or his designee on behalf of the City to waive the provisions contained in Chapter 138, Article II, Division 6, Section 138-60 entitled "Flags, Banners, Signs, Displays" of the City of Atlanta Code of Ordinances, to allow the Commissioner of the Department of Public Works to waive the Banner Deposit Fee of \$1,000.00 pursuant to the City Code Section 138-60(a)(7), to waive the Banner Permit Fee of the \$100.00 pursuant to City Code Section 138-60(a)(8), to waive all per banner and per day fees pursuant to the City Code Section 138-60(a)(8)b.1 and 138-60(a)(8)b.2, and to grant to the Department of Parks, Recreation and Cultural Affairs a permit to display banners for the Atlanta Jazz Festival in the Public Right-of Way; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

JOYCE SHEPERD, CHAIR

- 12-O-0410 (4) An Ordinance by **Community Development/Human Resources Committee** amending Chapter 110, Parks and Recreation, Article III, Park Rules, Division I, generally, of the City of Atlanta Code of Ordinances, so as to delete Section 110-70.3 entitled "Dogs Permitted in Certain Areas of East Lake Park: in its entirety; and for other purposes."
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-O-0411 (5) An Ordinance by **Community Development/Human Resources Committee** amending the City of Atlanta Code of Ordinances Section 110-70 Pets by including ball fields to the areas of public parks where pets are prohibited; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)
JOYCE SHEPERD, CHAIR

12-O-0487 (6) An Ordinance by **Councilmember Yolanda Adrean** amending Ordinance 11-O-1685, adopted by Atlanta City Council on November 21, 2011, and approved pursuant to City Charter Section 2-2403 on November 30, 2011 waiving any conflicting provisions of Article X, Division 14, Subsection III of the Atlanta City Code and authorizing the Mayor to execute appropriate documents conveying temporary construction easements and fee simple ownership to the Georgia Department of Transportation ("GDOT") to allow for GDOT's construction of a concrete path located on the Northside Drive widening and sidewalk construction project including improvements at Bobby Jones Golf Course and Springlake Park; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0490 (7) An Ordinance by **Councilmember Clela Winslow as Substituted by Community Development/Human Resources Committee** authorizing the Chief Procurement Officer, or his designee on behalf of the Department of Parks, Recreation and Cultural Affairs (DPRCA), to negotiate, in accordance with Sec. 2-1541 of the City Code, for the acquisition of fee simple title to seven parcels having no street address but having a Fulton County Tax Identification Number of 14-0140-0002-027-3; 14-0140-0002-075-2; 14-0140-0002-086-9; 14-0140-0002-010-9; 14-0140-0002-009-1; 14-0140-0002-070-3; and 1-0140-0002-072-9 in order to expand the boundaries of Enota Place Park; all amounts associated with these authorizations shall be in an amount not to exceed \$306,000.00 and shall be charged to and paid from FDOA and PTAE0 Numbers listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)
JOYCE SHEPERD, CHAIR

12-O-0499 (8) An Ordinance by **Councilmembers Keisha Lance Bottoms, and H. Lamar Willis as Substituted by Community Development/Human Resources Committee** authorizing the Chief Procurement Officer, or his designee on behalf of the Department of Parks, Recreation and Cultural Affairs (DPRCA), to negotiate, in accordance with Sec. 2-1545 of the City Code, for the acquisition of permanent trail easements and temporary construction easements through six parcels having a Fulton County Tax Identification Number of 14-0171-0008-007-1 (0 Handley Avenue, SW (Paper Street)); 14-0171-0011-048-0; 14-0171-0013-012-4 (2063 Rector Drive); 14-0171-0013-013-2 (2055 Rector Drive); 14-0171-0013-014-0 (2049 Rector Drive); and 14-0171-0013-016-5 (2025 Rector Drive) in order to complete the Southwest BeltLine Connector Trail; all amounts associated with these authorizations shall be in an amount not to exceed \$141,000.00 and shall be charged to and paid from FDOA and PTAE0 Numbers listed; and for other purposes.

ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0408 (9) A **Substitute** Ordinance by **Community Development/Human Resources Committee** authorizing the Mayor to accept and sign a grant agreement for the Cycle Atlanta Phase I Project awarded by the Atlanta Regional Commission in the amount of \$80,000.00 amending the 2012 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations in the amount of \$80,000.00; and for other purposes.

ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0409 (10) A **Substitute** Ordinance by **Community Development/Human Resources Committee** authorizing the Mayor to accept and sign a grant agreement for the Lakewood Activity Center Livable Centers Initiative awarded by the Atlanta Regional Commission in the amount of \$124,000.00; amending the 2012 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations in the amount of \$124,000.00; and amending the 2012 (Intergovernmental Grant Fund) Budget by \$60,000.00 in Match Funds committed to this project; and for other purposes.

ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)
JOYCE SHEPERD, CHAIR

- 12-O-0412 (11) An Ordinance by **Community Development/Human Resources Committee** amending the FY 2012 (Community Development Fund) Budget by adding to anticipations and appropriations in the amount of \$80,496.00 for the purpose of funding the City's Municipal Market Improvements and the Municipal Market Arts Projects; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
MICHAEL J. BOND, CHAIR

- 12-O-0482 (12) An Ordinance by **Councilmember C. T. Martin** to waive the provisions of Chapter 10, Article II, Section 10-209 (c) and (d) of the Code of Ordinances of the City of Atlanta, Georgia so as to modify the hours of operation on Monday, May 28, 2012 (Memorial Day), only, for all licensed establishments authorized to sell alcoholic beverages for on premises consumption; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-O-0484 (13) An Ordinance by **Councilmembers Alex Wan and Michael J. Bond** to amend Chapter 10, Article II, Division 2, Subdivision II, Section 10-88 of the City of Atlanta Code of Ordinances, (Entitled "Distances of Establishments from Residences, Schools, Churches, Library, Hospitals and other public places"), to prohibit certain establishments licensed for the sale of alcohol for consumption on the premises from being located within 300 feet of Tattoo establishments; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Moore.

SEE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE REPORT

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

- 12-O-0502 (14) An Ordinance by **Councilmembers Carla Smith, Howard Shook, Alex Wan, Aaron Watson, Michael J. Bond, H. Lamar Willis, C. T. Martin and Ivory L. Young, Jr.** to amend Section 74-137(a) of the Code of Ordinances of the City of Atlanta, "The Atlanta Noise Ordinance", so as to prohibit car drifting on private property within one thousand (1,000) feet of a residentially zoned district.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

RESOLUTIONS

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

- 12-R-0572 (1) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement COA-5903-PL pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing Georgia Technology Authority Contract Number 9800-SS001 with Gartner, Inc., for Subscription-Based Research and Advisory Services for one (1) year beginning May 1, 2012, on behalf of the Department of Information Technology in an amount not to exceed \$116,400.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-R-0573 (2) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute a Sole Source Purchase SS-5819-PL with JSI Telecom, for Telecom Equipment, Supplies, and Services, on behalf of the Department of Police, in an amount not to exceed \$196,530.00; all costs shall be charged to and paid from a High Intensity Drug Trafficking Area ("HIDTA") Grant from the Office of National Drug Control Policy ("ONDCP"), with up to \$149,840.00 coming from the FDOA Numbers listed; and up to \$14,200.00 coming from the FDOA Numbers listed; and up to \$32,490.00 coming from the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

- 12-R-0574 (3) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement COA-5902-PL pursuant to Section 2-1602 et seq. of the City of Atlanta Code of Ordinances, utilizing the General Services Administration Contract Number GS-35F-0511T with International Systems Marketing Incorporated for McAfee Total Protection for Endpoint Software Licenses and one (1) year of Gold Software Support on behalf of the Department of Information Technology in an amount not to exceed \$47,245.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0576 (4) A Resolution by **Finance/Executive Committee** authorizing the Chief Financial Officer to issue a refund to Georgian Terrace Hotel for an overpayment of Business License Fees in the amount of \$12,812.10; all funds to be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0577 (5) A Resolution by **Finance/Executive Committee** authorizing the Chief Financial Officer to issue a refund to Jerry Pair Leather, Inc., for an overpayment of Business License Fees in the amount of \$10,371.56; all funds to be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0580 (6) A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into an Agreement with CDW Government, LLC, via a Cooperative Purchase COA-5853-PL, utilizing General Services Administration Contract No. GS-35F-0195J for the purchase of ten (10) Lenovo ThinkPad T20 Laptop Computers, and thirty-two (32) Panasonic TB31 Toughbook Computers on behalf of the Department of Watershed Management in an amount not to exceed \$151,573.10; all contracted work will be charged to and paid from the listed FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

- 12-R-0604 (7) A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to §2-1601 et seq. of the City of Atlanta Code of Ordinances, with CDW Government, LLC, utilizing COA-5871-PL, General Services Administration Contract Numbers GS-35F-0131R for the VMWare Software Support and GS-35F-0195J for the VMWare Hardware Support, in an amount not to exceed \$155,000.00 for three (3) years; to be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

- 12-R-0221 (9) A Resolution by **Councilmembers Natalyn M. Archibong and Yolanda Adrean as Substituted by City Utilities Committee** to authorize payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$14,500.00 as stipulated penalties for the violation of total Chlorine Residual Operational Standard at the West Area R. M. Clayton CSO Water Quality Control Facility on March 12, 2012 and failure to follow approve monitoring and sampling plan at the Custer Avenue CSO on January 21, 2012 pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-R-0564 (8) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into Renewal No. 2 with Electrical Testing, Inc. for FC-5031, Annual Contract for Electrical Testing and Inspection Services, on behalf of the Department of Watershed Management in an amount not to exceed \$343,980.00; all contracted work will be charged to and paid from the listed Fund, Department Organization and Account Number; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
JOYCE SHEPERD, CHAIR

12-R-0451 (10) A Resolution by **Councilmembers C. T. Martin and Michael J. Bond** to honor, recognize, support, acknowledge and congratulate the Atlanta Pro-Am Summer Basketball League (APA) as it launches its debut, Summer 2012 Program in the City of Atlanta; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

12-R-0508 (11) A **Substitute** Resolution by **Community Development/Human Resources Committee** authorizing the Mayor or his designee, on behalf of the City of Atlanta, to accept a donation of retrieving and recycling tire services valued at sixteen thousand five hundred dollars (\$16,500.00) from the Liberty Tire Recycling Company; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 11 YEAS; 0 NAYS

12-R-0510 (12) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor or his designee, on behalf of the City of Atlanta, to participate with Park Pride Atlanta, Inc., in installing a water well system at Loring Heights Park, by providing an amount not to exceed \$30,000.00 toward the project which shall be charged to and paid from the FDOA Account Numbers listed; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Adrean.

SEE COMMUNITY DEVELOPMENT/HUMAN RESOURCES
COMMITTEE REPORT

12-R-0492 (13) A Resolution by **Councilmember Cleta Winslow** to endorse an application by the Adair Court LP to the Georgia Department of Community Affairs for the 2012 Low Income Housing Tax Credits Program for construction of the Adair Court Multi-Family Senior Complex to be located at 806 Murphy Avenue, SW, Atlanta, Georgia; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)
JOYCE SHEPERD, CHAIR

- 12-R-0618 (14) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to submit to the U. S. Department of Housing and Urban Development the City of Atlanta's Substantial Amendment to its 2011 Annual Action Plan of the 2010-2014 Consolidated Plan, to obtain the Phase II funding for the Emergency Solutions Grant (ESG); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
MICHAEL J. BOND, CHAIR

- 12-R-0586 (15) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to enter into a Memorandum of Understanding with the State of Georgia to permit the Georgia Emergency Management Agency to expend Homeland Security Grant Program funding on behalf of the Atlanta Police Department for equipment and training to enhance response to terrorist attacks, pursuant to the Urban Areas Security Initiative; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0587 (16) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to enter into a Memorandum of Understanding with the State of Georgia to permit the Georgia Emergency Management Agency to expend Homeland Security Grant Program funding on behalf of the Atlanta Police Department for equipment to enhance Police Response Capabilities to attacks by Chemical, Biological, Radiological, Nuclear and enhanced Conventional Weapons, pursuant to the Urban Areas Security Initiative; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

- 12-R-0588 (17) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to enter into a Memorandum of Understanding with the State of Georgia to permit the Georgia Emergency Management Agency to expend Homeland Security Grant Program funding on behalf of the Atlanta Police Department for equipment capable of responding to attacks by Chemical, Biological, Radiological, Nuclear and Enhanced Conventional Weapons ("CBRNE"), pursuant to the Urban Areas Security Initiative; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0589 (18) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on behalf of the Mayor's Office of Weed and Seed, to apply for and accept funding in an amount up to \$1,000,000.00 with no matching funds, from the Department of Justice, Bureau of Justice Assistance, White House Neighborhood Revitalization Initiative to plan and implement a place-based strategy to address neighborhood level crime that supports Neighborhood Revitalization or Redevelopment Initiatives; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0590 (19) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on behalf of the Mayor's Office of Weed and Seed and the Atlanta Police Department, to apply for and accept funding in an amount up to \$1,000,000.00 with no matching funds, from the Department of Justice, Office of Justice Programs to support the implementation of Project Atlas (Atlanta's Anti-Violence Strategy); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

- 12-R-0605 (20) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Adam Reed v. City of Atlanta, Civil Action File No. 2010-CV-181967, Fulton County Superior Court, in the total amount of \$164,000.00; authorizing said payment to be paid from Fund, Center Number, Account and Functional Activity Number listed; authorizing the Chief Financial Officer to distribute the settlement amount after July 1, 2012; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0606 (21) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Mary Dooley v. City of Atlanta, Civil Action File No. 2011-EV-011855, Fulton County State Court, in the total amount of \$95,000.00; authorizing said payment to be paid from Fund, Center Number, Account and Functional Activity Number listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0607 (22) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Anthony Davis v. City of Atlanta, Georgia, et al., Civil Action File No. 2010-CV-193676, Fulton County Superior Court, in the total amount of \$95,000.00; authorizing said payment to be paid from Fund, Center Number, Account and Functional Activity Number listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

- 12-R-0593 (23) A Resolution by **Transportation Committee** authorizing the Mayor to enter into and execute a Memorandum of Understanding with the United States Army Reserve covering the use of a parking lot located at the former Georgia International Convention Center at Hartsfield-Jackson Atlanta International Airport, for the purpose of conducting Emergency Response Training Exercise; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-R-0594 (24) A Resolution by **Transportation Committee** authorizing the Mayor to execute an Airport Use License Agreement with Air Cargo Germany GMBH for operations at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-R-0596 (25) A **Substitute** Resolution by **Transportation Committee** authorizing the Mayor to execute Renewal Agreement No. 2 and Amendment No. 1 for FC-4987, Airport-Wide Employees Customer Service Training Program with Freeman Group Services Solutions, on behalf of the Department of Aviation, in an amount not to exceed \$302,992.00. All contracted services will be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-R-0598 (26) A Resolution by **Transportation Committee** authorizing the Mayor to execute Renewal Agreement No. 2 with Exelis, Inc. doing business as ITT Exelis for the Noise and Operations Monitoring System at Hartsfield-Jackson Atlanta International Airport, in an amount not to exceed \$112,009.41; all services will be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

TRANSPORTATION COMMITTEE (CONT'D)

C. T. MARTIN, CHAIR

- 12-R-0599 (27) A Resolution by **Transportation Committee** authorizing the Mayor to execute a Contract with C.W. Matthews Contracting Co., and Thrasher Contracting LLC, JV, for Project Number FC-5673, Upgrades for A380 Operations at Hartsfield-Jackson Atlanta International Airport in an amount not to exceed \$11,251,583.43. All services will be charged to and paid from the PTAE0 and FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-R-0601 (28) An **Amended** Resolution by **Transportation Committee** authorizing the Mayor to execute an amended and restated Easement Agreement between Airport Station, LLC and the City of Atlanta, Georgia regarding Mutual Rights and Obligations concerning approximately 120 acres of land located in Land Lot 96 of the 14th District, City of Hapeville, Fulton County, Land Lot 65 of the 14th District, City of Atlanta, Fulton County, and Land Lots 11 and 12 of the 13th District of Clayton County near Hartsfield-Jackson Atlanta International Airport; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-R-0602 (29) A Resolution by **Transportation Committee** authorizing the Mayor on behalf of the City of Atlanta to submit to the Federal Aviation Administration a New Passenger Facility Charge application and any necessary amendments thereto at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-R-0603 (30) A Resolution by **Transportation Committee** authorizing the Mayor to consent to an assignment of restated and Consolidated Lease Agreement from State Bank of Texas to Khushal Hospitality, LLC covering approximately 5.324 acres of land located in Land Lots 127 & 130 of the 14th District of Fulton County near Hartsfield-Jackson Atlanta International Airport; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
MICHAEL J. BOND, CHAIR

Claims with favorable recommendations:

- 12-R-0511 (1) Claim of **Dale Conner, through his attorney, William Holman (DWM/01)**, for damages alleged to have been sustained as a result of vehicular accident on September 16, 2010 at 930 Moreland Avenue. **\$8,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0512 (2) Claim of **Chaz Lewis, through his attorney, Gregory Stokes (APD/05)**, for damages alleged to have been sustained as a result of a vehicular accident on June 13, 2011 at Memorial Drive at Clifton Street. **\$4,400.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0513 (3) Claim of **Zuri Morrison, through her attorney, R. Shane Smith (DPRCA/03)**, for damages alleged to have been sustained as a result of debris falling from the vehicle on June 16, 2011 at 825 Donald Lee Hollowell Parkway. **\$2,200.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0514 (4) Claim of **Helen Griffin (DWM/01)**, for vehicular damages alleged to have been sustained from a metal plate on September 26, 2011 at Ormewood and Moreland Avenue. **\$1,333.95**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0515 (5) Claim of **MARTA (DPW/11)**, for property damages alleged to have been sustained from an automobile accident on June 3, 2011 at Headland Drive and Greenbrier Parkway. **\$1,015.64**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0516 (6) Claim of **Yolanda Isom (DPW/09)**, for damages alleged to have been sustained from an automobile accident on December 6, 2011 at 1944 Donald Lee Hollowell Parkway. **\$950.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

Claims with favorable recommendations: (Cont'd)

- 12-R-0517 (7) Claim of **Lisa Reisman (DPW/06)**, for vehicular damages alleged to have been sustained from a pothole on February 6, 2011 at 1736 Monroe Drive. **\$819.76**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0518 (8) Claim of **Progressive Insurance, as subrogee of Kejuana Butler (APD/03)**, for damages alleged to have been sustained as a result of a vehicular accident on November 27, 2011 at 584 Lindsay Street. **\$801.24**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0519 (9) Claim of **Angela Chaney (DWM/12)**, for property damages alleged to have been sustained from a metal plate on January 26, 2012 at 1020 Conley Road. **\$684.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Claims with unfavorable recommendations:

- 12-R-0520 (10) Claim of **Nina Murray (NA/02)**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on November 30, 2010 at 30 Boulevard. **ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**
0 NAYS
- 12-R-0521 (11) Claim of **Donna Lynn Wallace, through her attorney, the Law Office of Adam P. Taylor (DOA/NA)**, for property damages alleged to have been sustained from a slip-and-fall incident on August 11, 2011 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road. **ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
MICHAEL J. BOND, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 12-R-0522 (12) Claim of **Tiffany Thompson, through her attorney, the Keener Law Firm (DOA/NA)**, for bodily injuries alleged to have been sustained from a slip-and-fall incident on August 16, 2011 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0523 (13) Claim of **Tyrone Lambert (DPW/NA)**, for damages alleged to have been sustained as a result of debris that fell from a city vehicle on August 23, 2010 on Interstate 20 West.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0524 (14) Claim of **Cincinnati Insurance Company, as subrogee of Atlanta Legal Aid Society, through its attorney Bernard F. Kistler, Jr. (DWM/02)**, for damages alleged to have been sustained as a result of a water main break on November 11, 2010 at 151 Spring Street.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0525 (15) Claim of **Nationwide Insurance Company, as subrogee of Marc V. Takacs (DPW/02)**, for damages alleged to have been sustained as a result of an automobile accident on January 7, 2011 at 1-20 Westbound and Boulevard.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0526 (16) Claim of **Kenneth Davis (DPW/05)**, for damages alleged to have been sustained as a result of an automobile accident on February 11, 2011 at 745 Memorial Drive.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
MICHAEL J. BOND, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 12-R-0527 (17) Claim of **Oxford Capital Development, LLC & Rosalind R. Rieser, through their attorney, Walter W. Furlong, P. C. (DWM/08)**, for damages alleged to have been sustained as a result of sewer line replacement in January 2012 at 2929 Habersham Road.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0528 (18) Claim of **Shelbie Hogle (DWM/02)**, for damages alleged to have been sustained as a result of walking onto a storm drain grate on December 29, 2009 at 154 Marietta Street.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0529 (19) Claim of **Carl Gentry, through his attorney, Mark Harper (DWM/06)**, for damages alleged to have been sustained as a result of walking on an unsecured water meter cover on July 15, 2009 at 1305 McLendon Avenue.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0530 (20) Claim of **Alexandria Bell, through her attorney, James H. Kelleher, Morgan & Morgan (DOA/NA)**, for bodily injuries alleged to have been sustained from a slip-and-fall incident on June 21, 2011 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0531 (21) Claim of **Gerald T. Buffington (DOA/NA)**, for damages alleged to have been sustained when clothing was stained from the fluid from the air unit on the train on November 15, 2011 at Hartsfield-Jackson International Airport.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 12-R-0532 (22) Claim of **Delayne Malayter, through her attorney, Russell T. Deutchman, Kenneth S. Nugent, P. C. (DOA/NA)**, for bodily injuries alleged to have been sustained from descending an escalator on September 22, 2011 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0533 (23) Claim of **Ninetta Davis (DWM/03)**, for damages alleged to have been sustained as a result of walking onto a manhole cover that was not completely on the manhole on August 10, 2011 at Martin Luther King, Jr. Drive at Northside Drive.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0534 (24) Claim of **Fredia Miller (NA/02)**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on February 11, 2011 at 1020 Spring Street.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0535 (25) Claim of **China J. Crawford (AFD/02)**, for bodily injury alleged to have been sustained as the result of an automobile accident on December 15, 2010 at the Spring Street overpass of I-75/I-85.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0536 (26) Claim of **Kemper Insurance, as subrogee of Allen Collier**, for vehicular damages alleged to have been sustained as the result of an automobile accident on May 12, 2011 at Metropolitan Boulevard and Arthur Street.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0537 (27) Claim of **Steven Stern (DMW/02)**, for damages alleged to have been sustained as a result of a sewer backup on August 19, 2011 at 227 Degress Avenue.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 12-R-0538 (28) Claim of **Donald Gardner, through his attorney, Sam Starks (DWM/11)**, for damages alleged to have been sustained as a result of a storm water backup beginning on September 26, 2010 at 2069 Dodson Drive.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0539 (29) Claim of **Valory Crudup, through her attorney, Reynolds E. Pitts, Jr. (DWM/02)**, for damages alleged to have been sustained as a result of a vehicular accident on July 5, 2011 at 1742 Lanier Drive.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0540 (30) Claim of **Donald Gardner, through his attorney, Melvin Dansby (DWM/11)**, for damages alleged to have been sustained as a result of a storm water backup beginning on May 15, 2008 at 2069 Dodson Drive.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0541 (31) Claim of **James and Rebecca Flinders, through their attorney, Kopelman Sitton Law Group (DWM/01)**, for damages alleged to have been sustained from noxious odors and high levels of noise from the city's sewer system on September 23, 2011 at 910 Teton Avenue, SE.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0542 (32) Claim of **John Grubb (NA/02)**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on November 29, 2010 at 30 Boulevard.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 12-R-0543 (33) Claim of **Harvey and Judy Jones (DWM/NA)**, for damages alleged to have been sustained as a result of a broken water line on October 4, 2011 at 4850 North Wexford Road.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 12-R-0544 (34) Claim of **Summer Whitfield, through her attorney, Morgan and Morgan (DWM/04)**, for damages alleged to have been sustained as a result of a walking into an open water meter on April 7, 2010 at 807 Cooper Street.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0545 (35) Claim of **Jeanetta Wright, through her attorney, Daniel P. Hoffey (DWM/10)**, for damages alleged to have been sustained as the result of a sewer backup on May 20, 2010 at 3791 Rockport Place.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0546 (36) Claim of **Steve Gottlieb (DWM/02)**, for damages alleged to have been sustained as a result of a water main break on November 20, 2011 at 151 Spring Street.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0547 (37) Claim of **James L. Stork (DOA/NA)**, for bodily injuries alleged to have been sustained from a fall on an escalator on September 21, 2011 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0548 (38) Claim of **Varick Brown, through his attorney, Melvin Robinson, P. C. (APD/06)**, for damages alleged to have been sustained as a result of an automobile accident on August 27, 2010 at Cheshire Bridge Road and Piedmont Road.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0549 (39) Claim of **Matthew Richner (DPW/02)**, for damages alleged to have been sustained as a result of driving over a pothole on March 31, 2011 at 467 10th Street.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 12-R-0550 (40) Claim of **Michael Moebes (DWM/01)**, for damages alleged to have been sustained as a result of a sewer backup on February 6, 2011 at 915 Teton Avenue.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0551 (41) Claim of **James Green (DPRCA/07)**, for property damages alleged to have been sustained when a tree fell on February 11, 2012 at 3200 Lenox Road Unit F-207.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0552 (42) Claim of **Andromeda Oatis (NA/02)**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on November 30, 2011 at 30 Boulevard.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0553 (43) Claim of **Ilantha E. Ushry (AFD/02)**, for property damages and bodily injury alleged to have been sustained as the result of an automobile accident on December 15, 2010 at the Spring Street overpass of I-75/I-85.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0554 (44) Claim of **Robinson Technical Southeast, Inc., through their attorney, Jason A. Plaza, White and Williams (DWM/NA)**, for property damages alleged to have been sustained from a water main leak on November 8, 2010 at 4420 Commerce Drive.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0555 (45) Claim of **Arlene Belzer, through her attorney, Nathan C. Belzer, Belzer, PC**, for bodily injuries alleged to have been sustained from a fall on June 2, 2011 at Hartsfield-Jackson Atlanta International Airport.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 12-R-0556 (46) Claim of **Michael Nelson (DOA/NA)**, for property damages alleged to have been sustained when a truck struck an electrical conduit hanging from the parking lot ceiling on August 8, 2010 at Hartsfield-Jackson International Airport, 8700 Spine Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 12-R-0557 (47) Claim of **Kaydence Lee, by and through, her guardian, Next Friend and Adoptive Mother, Kim Hogan, on behalf of her deceased father, Eric Lee, through their attorney, Brandon L. Peak, Butler, Wooten & Fryhofer, LLP**, for bodily injuries alleged to have been sustained from a hydraulic lift incident on August 2, 2011 at Hartsfield-Jackson International Airport, 3400 Inner Loop Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

CONSENT AGENDA SECTION II

Council President Cesar C. Mitchell Presided

CONSENT AGENDA

SECTION II

ORDINANCES FOR FIRST READING

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

All items on Consent Agenda Section II; (1) through (22) as follows, were Referred to the appropriate Committees by a single roll call vote of 11 yeas (Councilmembers Smith, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 nays.

12-O-0567 (1) An Ordinance by **Finance/Executive Committee** authorizing Concessions International/Paschals J.V., to provide, and the City to accept, Airport Food & Beverage Concessions Services under the terms set forth in Agreement FC-6033-94, as amended, beginning April 7, 2012 and continuing month-to-month, but not to extend beyond October 31, 2012; authorizing the City of Atlanta to waive the Competitive Source Selection requirements contained in Section 2-1187 of the Code of Ordinances of the City of Atlanta, Georgia as well as any other conflicting code provisions; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0568 (2) An Ordinance by **Finance/Executive Committee** authorizing the purchase of permanent and temporary construction easements and the necessary rights-of-way from various property owners for the completion of the Atlanta Streetcar Project and to authorize the Mayor, or his designee, to negotiate with affected property owners and to use all means necessary to acquire necessary property interests up to and including condemnation proceedings; to authorize the City Attorney, or her designee, to institute Condemnation Proceedings pursuant to the Declaration of Taking Method authorized by O.C.G.A Section 32-3-4; to authorize the City Attorney to use the services of outside counsel, where necessary, to handle condemnation proceedings; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0569 (3) An Ordinance by **Finance/Executive Committee** authorizing the Chief Procurement Officer to invite Competitive Sealed Bids from interested parties for the purchase, from the City of Atlanta, of approximately 30.7 acres of land in Land Lot 27 of District 14 of Fulton County; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Caesar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

12-O-0570 (4) An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer or his designee to authorize the Department of Public Works to utilize the existing Sidewalk Trust Fund Account for Infrastructure Recovery, by accepting and depositing funds received as a result of infrastructure claims filed by the City of Atlanta against insurance providers and persons that are liable to the City as a result of damage to City infrastructure, and to use said funds to pay corresponding incurred expenses, in order to replace and/or repair the damaged infrastructure; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0571 (5) An Ordinance by **Finance/Executive Committee** amending the FY 2012 (Intergovernmental Grant Fund) Budget, Department of Executive Offices, by adding to Anticipations and Appropriations in the amount of \$58,000.00 for the purpose of receiving a Grant Award from the United States Department of Energy's Clean Cities Advanced Vehicle Development Program to establish funding for Atlanta's Plug-in Electric Vehicle Readiness Planning Efforts; authorizing the Mayor to enter into an Agreement with the Center for Transportation and the Environment related to the Southeast Regional Electric Vehicles Planning Program sponsored by the United States Department of Energy; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0620 (6) An Ordinance by **Finance/Executive Committee** to waive the Competitive Procurement Provisions contained in the Atlanta Code of Ordinances, Article X, Procurement, authorizing the Mayor or his designee, on behalf of the City, to execute an agreement with First Southwest Asset Management, Inc., for the continuation of Arbitrage Rebate Calculation Services for a period not to exceed six (6) months on behalf of the Department of Finance, at a base fee of \$1,750.00 per computation plus additional charges for special services related to various bond issues; all contracted work to be charged to and paid from various Capital Funds per bond issue; to ratify the prior provision of Arbitrage Consulting Services by First Southwest Asset Management an expired agreement; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

- 12-O-0621 (7) An Ordinance by **Finance/Executive Committee** authorizing the Executive Offices, Division of Sustainability (“Division”) and the Department of Watershed Management (“DWM”) to enter into a Memorandum of Understanding for the purpose of providing funding and payment terms for the performance of an Energy Cost Savings Lighting Project; all funding required for the installation and implementation of the project shall be paid in an amount not to exceed \$1,700,000.00 and shall be charged to and paid from the FDOA Numbers listed; payments to division shall be charged from the FDOA Numbers listed and deposited into miscellaneous receipts in a Trust Fund Project, named Sustainability Projects; all funding payable from DWM under the MOU shall be charged from the FDOA Numbers listed and deposited to the FDOA Numbers listed; all funding payable to DWM under the MOU shall be deposited to the FDOA Numbers listed; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

- 12-O-0560 (8) An Ordinance by **City Utilities Committee** amending the 2012 (General Government Capital Outlay Fund) Budget, Department of Public Works by transferring to and from appropriations the amount of \$87,500.00 to provide local match funds and by adding to anticipations and appropriations from Federal Transportation Improvement Funds in the amount of \$350,000.00 and authorizing the Mayor or his designee, to execute a Project Framework Agreement between the City of Atlanta and the Georgia Department of Transportation for Design and Construction Services for SR 154/Memorial Drive Corridor Improvements Project; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

CITY UTILITIES COMMITTEE (CONT'D)

NATALYN M. ARCHIBONG, CHAIR

- 12-O-0561 (9) An Ordinance by **City Utilities Committee** authorizing the release of a certain storm sewer easement and related storm water facilities located on a portion of the property lying in Land Lot 65 of the 14th District of Fulton County, said facilities having no identifiable current or foreseeable public purpose; authorizing the Mayor or his designee to execute a Quitclaim Deed or other documents necessary to effectuate such release; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-O-0562 (10) An Ordinance by **City Utilities Committee** authorizing the Mayor or his designee to abandon a portion of South Colonial Homes Circles, NW, located between Colonial Homes Drive, NW and South Colonial Homes Circle, NW, consisting of approximately 0.614 acre and being more specifically described in the attached Exhibit "A" lying and being in Land Lot 11 of the 17th District, Fulton County, Georgia; and to accept the donation from Pope & Land Enterprises, LLC of approximately 0.415 acre located on South Colonial Homes Circles, NW ("The South Colonial Property") including the City of Atlanta's costs of due diligence and purchase services; and for other purposes. (To advertised for a Public Hearing)
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 12-O-0563 (11) An Ordinance by **City Utilities Committee** to amend Article V of Chapter 154 of the Atlanta City Code entitled "Sewerage Disposal"(§154-196 et seq.); to address findings of a Pretreatment Compliance Audit conducted by the United States Environmental Protection Agency; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
JOYCE SHEPERD, CHAIR

12-O-0476 (12) An Ordinance by **Community Development/Human Resources Committee** amending the 2012-2013 Budget (Intergovernmental Grant Fund) by adding to anticipations and appropriations account the amount of \$317,919.00 to increase the Budget amount authorized by the U.S. Department of Housing and Urban Development ("HUD") for the City of Atlanta's Section 8 Moderate Rehabilitation Program for Edgewood Center Housing Complex; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0505 (13) An Ordinance by **Community Development/Human Resources Committee** amending the 2012-2013 Budget (Intergovernmental Grant Fund) by adding to anticipations and appropriations account the amount of \$135,348.00 to increase the Budget amount authorized by the U.S. Department of Housing and Urban Development ("HUD") for the City of Atlanta's Section 8 Moderate Rehabilitation Program for Washington Street Apartments; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0558 (14)
CDP-12-006 An Ordinance by **Community Development/Human Resources Committee** to amend the Land Use Element of the 2011 Atlanta Comprehensive Development Plan (CDP) so as to re-designate property that is located at **77 East Andrews Drive NW (Tract Two)**, from the Medium Density Residential Land Use Designation to the Very High Density Residential Land Use Designations (Z-12-07); and for other purposes.

NPU-B

Council District 8

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)
JOYCE SHEPERD, CHAIR

12-O-0559 (15) An Ordinance by **Community Development/Human Resources**
CDP-12-007 **Committee** to amend the Land Use Element of the 2011 Atlanta
Comprehensive Development Plan (CDP) so as to re-designate
property that is located at **668 Atlanta Student Movement**
Boulevard SW, from the Medium Density Residential Land Use
Designation to the High Density Residential Land Use Designation
(Z-12-08); and for other purposes.

NPU-T

Council District 4

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN
RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 11
YEAS; 0 NAYS

12-O-0615 (16) An Ordinance by **Community Development/Human Resources**
CDP-12-008 **Committee** to amend the Land Use Element of the 2011 Atlanta
Comprehensive Development Plan (CDP) so as to re-designate
property that is located at **240 Colonial Homes**, from the Medium
Density Residential Land Use Designation to the High Density
Residential Land Use Designation (Z-12-10); and for other
purposes.

NPU-C

Council District 8

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN
RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 11
YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
MICHAEL J. BOND, CHAIR

12-O-0581 (17) An Ordinance by **Public Safety and Legal Administration**
Committee to amend the 2012 (Intergovernmental/Grant Fund)
Budget, Department of the Mayor, by adding to appropriations in
the amount of \$74,909.00 for the continuation of the Weed and
Seed Program; and for other purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 11
YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

12-O-0582 (18) An Ordinance by **Public Safety and Legal Administration Committee** to accept modifications to Grant Award #G10GA0003A, from the White House Office of National Drug Control Policy ("ONDCP"), and to amend the 2012 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations the amount of \$79,266.00 with no matching funds, bringing Grant Award # G10GA0003A to a new total of \$5,715,030.00, for the purpose of continuing the Atlanta High Intensity Drug Trafficking Area Task Force ("Atlanta HIDTA"); to disrupt and dismantle drug trafficking organizations; and for other purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0583 (19) An Ordinance by **Public Safety and Legal Administration Committee** to accepting grant modifications to Grant Award #G11GA0003A, from the White House Office of National Drug Control Policy ("ONDCP") and amending the 2012 (Intergovernmental Grant Fund) Budget by and adding to anticipations and appropriations the amount of \$583,447.00 with no matching funds, bringing Grant Award #G11GA0003A to a new total of \$5,649,928.00, for the purpose of continuing the Atlanta High Intensity Drug Trafficking Area Task Force ("Atlanta HIDTA"); to disrupt and dismantle drug trafficking organizations; and for other purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

12-O-0584 (20) An Ordinance by **Public Safety and Legal Administration Committee** to accept a grant from the United States Department of Justice, Bulletproof Vest Partnership Grant Program ("BVP"), to supplement the cost of Bulletproof Vests purchased by the Atlanta Police Department to better protect Atlanta Police Officers from gunfire, and to amend the 2012 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations in the amount of \$16,316.07 from a grant from the Bulletproof Vest Partnership Program of the United States Department of Justice; and for other purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0585 (21) An Ordinance by **Public Safety and Legal Administration Committee** to accept a sub-grant from the Georgia Emergency Management Agency ("GEMA"), to aid the City of Atlanta's ongoing efforts to protect itself from terrorist attacks, through the purchase of specialized supplies and equipment for the Department of Police ("Department"), and to amend the 2012 (Intergovernmental Grant Fund) Department of Police Budget, by adding to anticipations and appropriations in the amount of \$115,000.00; and for other purposes,

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

12-O-0591 (22) An Ordinance by **Transportation Committee** to amend the FY 2012 [Airport Renewal and Extension Fund (5502), the Airport Passenger Facility Charge Fund (5505), and the CONRAC Customer Facility Charge Fund (5512)] Budgets by transferring to and from Appropriations a total amount of \$31,643,903.00 for reimbursement of the Renewal and Extension Fund; and for other purposes.

REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

COMMITTEE REPORTS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS

FINANCE/EXECUTIVE COMMITTEE (1)
FELICIA A. MOORE, CHAIR

Attendance at the May 02, 2012 meeting of the Finance/Executive Committee was as follows:

Present: Councilmembers Moore (Chair), Adrean, Shook, Martin, Watson, Hall and Bond

Absent: None

REPORT

12-TR-0619 (1) Report of the **Chief Financial Officer** of the Transfer of Appropriations from one Line Item to another Line Item to various Funds as approved under Section 6-304(b) of the Charter of the City of Atlanta.

FILED BY A ROLL CALL VOTE OF 10 YEAS; (Councilmembers Smith, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond and Willis); 0 NAYS

RESOLUTIONS

Resolutions; (1) through (03) as follows, were Filed by a single roll call vote of 11 yeas (Councilmembers Smith, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 nays.

11-R-0647 (1) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1602 of the City of Atlanta Code of Ordinances, utilizing the Georgia Services Administration Contract #GS-00P-05-BSD-0362 with the Atlanta Gas Light Company for Natural Gas and Energy Management Services on behalf of the Division of Sustainability in an amount not to exceed \$7,900,000.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

FILED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

11-R-1105 (2) A Resolution by **Finance/Executive Committee** authorizing the Department of Executive Offices, Division of Sustainability ("Division") and the Department of Watershed Management ("DWM") to enter into a Memorandum of Understanding under which the Division shall provide funding to DWM in an amount not to exceed \$1,700,000.00 for the acquisition and installation of energy efficient lighting projects at Hemphill, Chattahoochee, and RM Clayton Water Treatment Plants; the funding to DWM shall be charged to and paid from the FDOA numbers listed; and for other purposes.

FILED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (2)
FELICIA A. MOORE, CHAIR

RESOLUTIONS (CONT'D)

12-R-0575 (3) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement COA-5905-PL pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing the State of California's Fast Open Contracts Utilization Services Contract Number 2009177 for the purchase of AT&T Managed Services for one (1) year beginning June 1, 2012, from AT&T Communication Systems Southeast for the City's Cisco Hardware in an amount not to exceed \$103,336.76 and for the purchase of Cisco Intrusion Protection services for one (1) year beginning June 1, 2012, from AT&T in an amount not to exceed \$26,597.65 for a combined total of \$129,934.41 on behalf of the Department of Information Technology; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

FILED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-R-0578 (4) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee, on behalf of the City of Atlanta, to enter into a Cooperative Purchase Agreement with BSN Sports, Inc. utilizing U. S. Communities Government Purchasing Alliance Contract Number 10-JLH-001, for COA-5814-PL, pursuant to Section 2-1601 of the Procurement and Real Estate Code of the City of Atlanta, for the purpose of purchasing Athletic and Field Equipment, in an amount not to exceed \$100,000.00 per year, for a term of two (2) years with a one (1) year renewal option; with all contracted work being charged to and paid from the FDOA Numbers listed; and for other purposes.

Chairperson Moore made a Motion to bring forth a Substitute for Resolution 12-R-0578. It was Seconded by Councilmember Adrean and CARRIED by a roll call vote of 11 yeas; (Councilmembers Smith, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 Nays. The Substitute was before Council. Following, Chairperson Moore sounded the caption to the Substitute and made a Motion to Adopt. Subsequently, the Motion CARRIED by a roll call vote of 11 yeas; 0 nays.

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 11 YEAS; (Councilmembers Smith, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (1)
YOLANDA ADREAN, CHAIR

Attendance at the May 07, 2012 meeting of the Committee on Council was as follows:

Present: Councilmembers Adrean (Chair), Bottoms, Sheperd, Moore, Hall and Archibong

Absent: Councilmember Winslow

COMMUNICATIONS

Communications; (1) through (02) as follows, were Confirmed by a single roll call vote of 13 yeas *(Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays.*

12-C-0472 (1) A Communication from **Cathy Richards, President, Atlanta Planning Advisory Board, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Dr. F. Karcheik Sims Alvarado as the Board's representative to serve as a member of the BeltLine Tax Allocation District Advisory Committee, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development and Human Resources Committee 5/1/12)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

12-C-0473 (2) A Communication from **Cathy Richards, President, Atlanta Planning Advisory Board, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Mr. Maceo C. Williams, Sr. as the Board's Representative to serve as a member of the Atlanta Citizen Review Board, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee 5/1/12)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

12-C-0474 (3) A Communication from **Chair Caroline Johnson Tanner, Board of Ethics, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Nina Hickson as the City of Atlanta's Ethics Officer, scheduled to begin on the date of Council confirmation.
CONFIRMED BY A ROLL CALL VOTE OF 12 YEAS;
(Councilmembers Smith, Hall, Archibong, Wan, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 1 NAY
(Councilmember Shook).

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (2)
YOLANDA ADREAN, CHAIR

COMMUNICATIONS (CONT'D)

12-C-0478 (4) A Communication **Councilmembers Michael Julian Bond, Post 1 At Large, Carla Smith, District 1, Kwanza Hall, District 2, Ivory Lee Young, Jr., District 3 and Clela Winslow, District 4, to Council President Ceasar C. Mitchell**, submitting their joint appointment of Dr. Pearlie Craft Dove to serve as a member of the Ella Mae Brayboy Commission.
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0
NAYS.

ORDINANCE FOR SECOND READING

12-O-0471 (1) An Ordinance by **Committee on Council** to codify, at Section 150-244 of the Code of Ordinances of the City of Atlanta, Ordinance Number 98-O-0204, adopted, February 16, 1998 and approved, March 2, 1998, pertaining to the prohibition of commercial "Cut-Through" Truck Traffic on Moores Mill Road, west of I-75; and for other purposes.
ADOPTED BY A ROLL CALL VOTE OF 12 YEAS;
(Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, and Watson); 0 NAYS.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (1)

NATALYN M. ARCHIBONG, CHAIR

Attendance at the May 01, 2012 meeting of the City Utilities Committee was as follows:

Present: Councilmembers Archibong (Chair), Watson, Martin, Smith and Adrean

Absent: Councilmember Willis

The Council's standing City Utilities Committee did not deliver a report at this meeting.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (1)
JOYCE SHEPERD, CHAIR

Attendance at the May 01, 2012 meeting of the Community Development/Human Resources Committee was as follows:

Present: Councilmembers Sheperd (Chair), Wan, Shook, Winslow, Hall and Young

Absent: None

ITEM REMOVED FROM CONSENT AGENDA

12-R-0510 (12) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor or his designee, on behalf of the City of Atlanta, to participate with Park Pride Atlanta, Inc., in installing a water well system at Loring Heights Park, by providing an amount not to exceed \$30,000.00 toward the project which shall be charged to and paid from the FDOA Account Numbers listed; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Adrean. Chairperson Sheperd sounded the caption to resolution 12-R-0510 and made a Motion to bring forth a Substitute. It was Seconded by Councilmember Shook and the Motion CARRIED by a roll call vote of 13 yeas; (Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays. The Substitute was before Council. Councilmember Adrean was then recognized and made a Motion to Adopt on Substitute. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 0 nays. **ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS; (Councilmembers Smith, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis) 0 NAYS.**

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (1)
MICHAEL J. BOND, CHAIR

Attendance at the May 01, 2012 meeting of the Public Safety and Legal Administration Committee was as follows:

Present: Councilmembers Bond (Chair), Willis, Martin, Young, Wan, Sheperd and Winslow

Absent: None

RESOLUTIONS

Resolutions; (1) through (02) as follows, were Adopted on Substitute by a single roll call vote of 12 yeas *(Councilmembers Smith, Hall, Archibong, Wan, Shook, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays.*

12-R-0483 (1) A Resolution by **Councilmember C. T. Martin as Substituted by Public Safety and Legal Administration Committee** authorizing the Mayor on behalf of the City of Atlanta to execute FC-5684 Clean and Close Contractors, with CTC Construction, LLC FC-5684 (A), Resurgence Demolition & Environmental, Inc. FC-5684 (B), and Hobgood Construction Company, Inc., FC-5684, (C) to provide Citywide Clean and Close Services in connection with demolition of abandoned structures on behalf of the Department of Police, Office of Code Compliance in an amount not to exceed \$500,000.00 per year total for all contractors, with an initial term of three (3) years with one (1) two (2) year renewal option; all contracted work to be charged to and paid from Project Fund for the Atlanta Urban Redevelopment Agency Taxable Recovery Zone Economic Development Bonds, Series 2010; and Westside Tad Project Fund; and for other purposes.

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (2)
MICHAEL J. BOND, CHAIR

RESOLUTIONS (CONT'D)

- 12-R-0504 (2) A Resolution by **Councilmember C. T. Martin as Substituted by Public Safety and Legal Administration Committee** authorizing the Mayor on behalf of the City of Atlanta to execute FC-5683 Citywide Demolition Contract for Demolition Services, with Kissberg Construction, Inc. FC-5683 (A), Complete Demolition Services, Inc. FC-5683, (B), Hobgood Construction Company, Inc. FC-5683, (C), Resurgence Demolition & Environmental, Inc. FC-5683 (D) and Southern Demolition and Environmental, Inc. (E), to provide Citywide Demolition Services on behalf of the Department of Police, Office of Code Compliance in an amount not to exceed \$1,500,000.00 per year total for all contractors, with an initial term of three (3) years with one (1) two (2) year renewal option; all contracted work to be charged to and paid from Project Fund for the Atlanta Urban Redevelopment Agency Taxable Recovery Zone Economic Development Bonds, Series 2010; and Westside Tad Project Fund; and for other purposes.
ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (3)
MICHAEL J. BOND, CHAIR

ITEM REMOVED FROM CONSENT AGENDA

12-O-0484 (1) An Ordinance by **Councilmembers Alex Wan and Michael J. Bond** to amend Chapter 10, Article II, Division 2, Subdivision II, Section 10-88 of the City of Atlanta Code of Ordinances, (Entitled “Distances of Establishments from Residences, Schools, Churches, Library, Hospitals and other public places”), to prohibit certain establishments licensed for the sale of alcohol for consumption on the premises from being located within 300 feet of Tattoo establishments; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Moore. Chairperson Bond sounded the caption to ordinance 12-O-0484 and an extensive discussion ensued. During discussion, Councilmember Moore offered an Amendment to change 300 feet to 150 feet. It was seconded by Councilmember Watson and discussion continued, in which, Councilmember Bottoms Called the Question. The Motion then CARRIED by a roll call vote of 12 yeas; (Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis); 1 nay; (Councilmember Martin). Subsequently, the Moore Amendment CARRIED and FAILED by a roll call vote of 1 yea; (Councilmember Moore); 12 nays; (Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Martin, Bottoms, Sheperd, Bond, Watson and Willis). Following, Chairperson Bond made a Motion to Adopt. It was Seconded by Councilmember Wan and CARRIED by a roll call vote of 11 yeas; 2 nays.

ADOPTED BY A ROLL CALL VOTE OF 11 YEAS;
(Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean,
Martin, Bottoms, Sheperd, Bond, and Willis) 2 NAYS
(Councilmembers Moore and Watson).

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (1)
ALEX WAN, CHAIR

Attendance at the May 02, 2012 meeting of the Zoning Committee was as follows:

Present: Councilmembers Wan (Chair), Young, Smith, Shook, Watson and Willis

Absent: Councilmember Bottoms

ORDINANCES FOR SECOND READING

12-O-0285 (1)
U-12-01 An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-11.005(l)(l) for outdoor dining at eating and drinking establishments when any part of such use is located within 1,000 feet of property zoned as R-1 through R-5, or that is used as a residential property. Property is located at **2020 Howell Mill Road, NW**, and fronts approximately 45 feet on the north side of Collier Road beginning 28 feet from the easterly corner of Collier Road and Howell Mill Road.

Depth: Approximately 67 Feet
Area: Approximately 4.57 Acres
Land Lot: 153, 17th District, Fulton County, Georgia
Owner: Ward Williams
Applicant: Joan C. Janning
NPU-C Council District 8

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;
(Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean,
Moore, Martin, Bottoms, Sheperd, Bond and Willis) 0 NAYS.

Council President Pro Tempore Kwanza Hall Presided

12-O-0491 (2) An Ordinance by **Councilmember Cleta Winslow** to rescind Ordinance 07-O-1906 that placed Interim Development Controls in 2007 on the Issuance of Building Permits for new construction on vacant lots, in the Pittsburgh District for a period of six (6) months while work is being done to create a Historical District Designation; and for other purposes.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS;
(Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean,
Moore, Martin, Bottoms, Sheperd, Bond and Willis) 0 NAYS.

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (2)
ALEX WAN, CHAIR

ORDINANCES FOR FIRST READING

Ordinances For First Reading; (1) through (06) as follows, were Referred to the appropriate Committees by a single roll call vote of 12 yeas *(Councilmembers Smith, Hall, Archibong, Wan, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays.*

12-O-0609 (1)
Z-12-07 An Ordinance by **Zoning Committee** to rezone from the RG-3 (Residential General Sector 3) District to the MR-5A (Multi-Family Residential) District, property located at **77 East Andrews Drive (aka 3300), NW**, fronting approximately 497 feet on the north side of East Andrews Drive beginning approximately 672 feet from the northwest corner of Roswell Road.

Depth: Varies
Area: Approximately 13.6 Acres
Land Lot: 99, 17th District, Fulton County, Georgia
Owner: Camden USA, Inc.
Applicant: Camden USA, Inc.
NPU-B Council District 8

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

12-O-0610 (2)
Z-12-08 An Ordinance by **Zoning Committee** to rezone from the RG-3 (Residential General Sector 3) District to the RG-4 (General Residential- Sector 4) District, property located at **668 Atlanta Student Movement Boulevard, SW**, fronting approximately 295 feet on the south side of Parsons Street and beginning at the southwest intersection of Parsons Street and Elm Street.

Depth: Approximately 308.94 Feet
Area: Approximately 2.075 Acres
Land Lot: 109, 14th District, Fulton County, Georgia
Owner: The Housing Authority of the City of Atlanta, Georgia
Applicant: Integral Development, LLC c/o Eric Pinckney
NPU-T Council District 4

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (3)
ALEX WAN, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

12-O-0611 (3)
Z-12-09 An Ordinance by **Zoning Committee** to amend Ordinance 99-O-0886 (Z-99-21) that rezoned property located at 2862 Lenox Road, NE from the R-3 (Single Family Residential) District to the PDH (Planned Development Housing) District for property located at **2862 Lenox Road, NE**, fronting approximately 141 feet on the westerly side of Lenox Road beginning 274.86 feet southeasterly from the southwesterly corner of West Road.

Depth: Approximately 813 Feet
Area: Approximately 2.57 Acres
Land Lots: 7 and 47, 17th District, Fulton County, Georgia
Owner: Power Control Systems
Applicant: Sharon L. Tsepas
NPU-B Council District 7

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

12-O-0612 (4)
U-12-07 An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-06.005(1)(b) for a Day Care Center, located at 1740 and **1748 Donald Lee Hollowell Parkway, NW**, fronting approximately 120 feet on the south side of Donald Lee Hollowell Parkway and approximately 160 feet west of the intersection of Donald Lee Hollowell Parkway and South Evelyn Place.

Depth: Varies
Area: Approximately 0.511 Acre
Land Lot: 143, 14th District, Fulton County, Georgia
Owner: Randria Smith-Jones
Applicant: Bettye J. Arrington
NPU-J Council District 3

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (4)
ALEX WAN, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

12-O-0613 (5)
U-12-08 An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-08.005(1)(f) for an Assisted Living Facility, property located at a portion of **668 Atlanta Student Movement Boulevard, SW**, fronting approximately 295 feet on the south side of Parsons Street and beginning at the southwest intersection of Parsons Street and Elm Street.

Depth: Approximately 308.94 Feet
Area: Approximately 2.075 Acres
Land Lot: 109, 14th District, Fulton County, Georgia
Owner: The Housing Authority of the City of Atlanta, Georgia
Applicant: Integral Development, LLC c/o Eric Pinckney
NPU-T Council District 4

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

12-O-0614 (6)
U-12-10 An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-11.005(1)(1) for outdoor dining at eating and drinking establishments when any part of such use is located within 1,000 feet of property zoned as R-1 through R-5, or that is used as a residential property. Property is located at **991 Piedmont Avenue, NE** (aka 989 Piedmont Avenue, NE) and fronts approximately 43 feet on the east side of Piedmont Avenue and at the intersection of Piedmont Avenue and 10th Street.

Depth: Approximately 89 Feet
Area: Approximately 1.31 Acres
Land Lot: 106, 17th District, Fulton County, Georgia
Owner: Joseph M. Davis
Applicant: Gilbert Yeremian
NPU-E Council District 6

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (1)

C. T. MARTIN, CHAIR

Attendance at the May 02, 2012 meeting of the Transportation Committee was as follows:

Present: Councilmembers Martin (Chair), Smith, Moore, Adrean, Bond and Archibong

Absent: Councilmember Bottoms

RESOLUTIONS

12-R-0595 (1) A **Substitute** Resolution by **Transportation Committee** authorizing the Mayor to execute an Amendment to FC-6006007904, Concourse E Duty Free Concession Agreement between Aldeasa Atlanta Joint Venture and the City of Atlanta, on behalf of the Department of Aviation, to waive the Minimum Annual Guarantee for the remainder of the Lease Term; and for other purposes.

Chairperson Martin made a Motion to bring forth a Substitute for resolution 12-R-0595. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; (Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis) 0 Nays. The Substitute was before Council. A brief discussion ensued, after which, Chairperson Martin made a Motion to Adopt on Substitute. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; 0 nays.

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 13 YEAS; (Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis) 0 NAYS.

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (2)

C. T. MARTIN, CHAIR

RESOLUTIONS (CONT'D)

12-R-0597 (2) A **Substitute** Resolution by **Transportation Committee** authorizing the Mayor to execute Amendment No. 1 to the following Airport Concessions Agreements: FC-5215-Business and Entertainment Services, FC-5325-Duty Free, FC-5465-Atrium and Concourse "F" Food and Beverage Concessions, FC-5467-Concourses "B" and "F" Food and Beverage Concessions, FC-5470-Concourse "E" and "F" Retail Concessions, and FC-5471-Concourse "E" and "F" Retail Concessions at Hartsfield-Jackson Atlanta International Airport; and for other purposes.

Chairperson Martin made a Motion to bring forth a Substitute for resolution 12-R-0597. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; (Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis) 0 Nays. The Substitute was before Council. Mr. Martin then made a Motion to Adopt on Substitute. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS; (Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Watson and Willis) 0 NAYS.

PERSONAL PAPERS

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS

RESOLUTIONS/ADOPTED

- 12-R-0682 (1) A Resolution by **Councilmember Felicia A. Moore** authorizing the Mayor or his designee, on behalf of the City of Atlanta, to accept a donation of retrieving and recycling tire services valued at Five Thousand Three Hundred Dollars (\$5,300.00) from the Liberty Tire Recycling Company; and for other purposes.

Councilmember Moore made a Motion to Adopt resolution 12-R-0682. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis) **0 NAYS.**

- 12-R-0681 (2) A Resolution by **Councilmember Keisha Lance Bottoms** authorizing the Mayor or his designee to accept food from various community businesses supporting the Neighborhood Jazz Concert held on Saturday, May 5, 2012 in an amount not to exceed One Thousand Dollars (\$1,000.00) from; and for other purposes.

Councilmember Bottoms made a Motion to Adopt the above resolution. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS;
(Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Watson and Willis) **0 NAYS.**

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/ADOPTED (CONT'D)

12-R-0683 (3) A Resolution by **Councilmembers H. Lamar Willis, Keisha Bottoms, Carla Smith, Aaron Watson, Joyce M. Sheperd, Michael Julian Bond, C. T. Martin, Yolanda Adrean, Kwanza Hall and Alex Wan** authorizing the Mayor, on behalf of the Executive Offices-Office of Enterprise Assets Management to execute temporary service contracts with up to forty (40) retired Atlanta Police Officers, for the purpose of providing enhanced professional security services at City Hall, the Public Safety Headquarters, and the Public Safety Annex, for a period of one (1) year, beginning in FY2013, in an amount not to exceed Eight Hundred Seven Thousand, Five Hundred Seventy Five Dollars (\$807,575.00) total; all expenses to be charged to and paid from 1001 (General Fund), Department 040402 (Exe. Facility Maintenance), Account 5212001 (Consulting/Professional) Function Activity 1565000 (Gen Gov Bldgs. &/Plants) – City Hall, 1001 (General Fund), Department 040415 (Exe. Facility Maintenance), Account 5212001 (Consulting/Professional) Function Activity 1565000 (Gen Gov Bldgs. &/Plants)-PSA, 1001 (General Fund), Department 040419 (Exe. Facility Maintenance), Account 5212001 (Consulting/Professional) Function Activity 1565000 (Gen Gov Bldgs. &/Plants)-PSHQ; and for other purposes.

Councilmember Willis made a Motion to Adopt resolution 12-R-0683. It was properly Seconded and a discussion ensued, in which, Councilmember Bottoms Called the Question. The Motion then CARRIED by a roll call vote of 10 yeas; (Councilmembers Smith, Hall, Shook, Adrean, Martin, Bottoms, Sheperd, Bond, Watson and Willis) 2 Nays (Councilmembers Archibong and Moore). Subsequently, the Motion to Adopt CARRIED by a roll call vote of 12 yeas; 1 nay.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS;
(Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Martin, Bottoms, Sheperd, Bond, Watson and Willis) 1 NAY
(Councilmember Moore).

ORDINANCES/REFERRED

12-O-0684 (1) An Ordinance by **Councilmembers Keisha Lance Bottoms, H. Lamar Willis and C. T. Martin** authorizing the Mayor or his designee to rename Herring Road, SW in its entirety to Gerald L. Durley Drive, SW and to waive Sections 138-8(b)(4)(a) (Deposit) except the cost of advertisement and 138-8(c)(1) (Age Requirement); and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 12-O-0685 (2) An Ordinance by **Councilmember Felicia A. Moore** to amend Section 2-183 (c) of the Code of Ordinances of the City of Atlanta, Georgia, so as to reduce the notification time related to reports or correspondence received from regulatory agencies, from five (5) business days to two (2) business days; to waive conflicting ordinances and code sections; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 12-O-0686 (3) An Ordinance by **Councilmember C. T. Martin** authorizing the Chief Financial Officer to amend the FY2012 Budget by adding to anticipations and appropriations bond proceeds in the aggregate principal amount of Twelve Million Three Hundred Ninety Four Thousand Four Hundred Seven Dollars and No Cents (\$12,394,407.00) for the Atlanta Urban Redevelopment Agency Taxable Recovery Zone Economic Development Bonds, Series 2010; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 12-O-0687 (4) An Ordinance by **Councilmembers Howard Shook, Yolanda Adrean and Aaron Watson** authorizing the installation of public art (entitled "Bucks On The Street") at various locations in the Buckhead Community pursuant to Code Section 16-28.025 of the 1982 Zoning Ordinance of the City of Atlanta; and for other purposes.
REFERRED TO ZONING COMMITTEE WITHOUT OBJECTION
- 12-O-0689 (5) An Ordinance by **Councilmember Alex Wan** waiving the sidewalk requirements of Section 15-09.003 of the City of Atlanta Code of Ordinances for subdivision application SD-11-006 (**554 Allen Road, N.E.**); to provide that in lieu thereof, the developer of subdivision SD-11-006 shall construct sidewalks of equal or greater length along a City owned island bounded by the intersection of Montgomery Ferry Drive, Pelham Road and Piedmont Way; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

12-O-0690 (6) An Ordinance by **Councilmember Aaron Watson** authorizing the City of Atlanta to enter into an agreement with the United States Department of Energy with an effective date of August 10, 2009, on behalf of the Executive Office-Office of Sustainability, for the administration of a grant award in the total amount of Five Million Eight Hundred Ninety Thousand Two Hundred Dollars and No Cents (\$5,890,200.00); and authorizing the City of Atlanta to accept that portion of the Department of Energy grant in the amount of Five Million Six Hundred Fifty Eight Thousand Two Hundred Sixty Four Dollars and No Cents (\$55,658,264.00), effective December 15, 2009; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

12-O-0691 (7) An Ordinance by **Councilmember Aaron Watson** authorizing the City of Atlanta to enter into an agreement with the Southeast Energy Efficiency Alliance with an effective date of February 11, 2011 on behalf of the Executive Office-Office of Sustainability; where the City received a grant in the amount of One Million Two Hundred Thousand Dollars (\$1,200,000.00) for the purpose of implementing the City of Atlanta's sustainable home initiative in a new economy (Shine) Program; and authorizing a first amendment to the agreement to include multi-family property owners under the Shine Program and to authorize a project management fee to the Southeast Energy Efficiency Alliance; all work to be charged to and paid from 2501 (Intergovernmental Grant Fund) 040301 (Exe. Chief Operating Officer) 1320000 (Chief Executive) 210850 (Doe EECBG Competitive) 250131920 (Shine 2010) 5999999 (Project & Grants Budget); and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

12-O-0692 (8) An Ordinance by **Councilmember Joyce M. Sheperd** correcting Ordinance 11-O-1540, adopted by City Council February 6, 2012 and approved per City Charter Section 2-403 February 15, 2012 correcting the GL (General Ledger) funding source number to align with the award number; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 12-O-0693 (9) An Ordinance by **Councilmembers Michael Julian Bond, C. T. Martin, Keisha Bottoms, Joyce M. Sheperd, H. Lamar Willis, Felicia A. Moore, Aaron Watson, Alex Wan, Natalyn Archibong, Yolanda Adrean, Kwanza Hall, Howard Shook and Carla Smith** amending the Code of Ordinances of the City of Atlanta Part II (“General Ordinances”), Chapter 106 (“Offenses and Miscellaneous Provisions”), Article IV (“Offenses Against Public Morals”), Division 3 (“Drugs and Other Controlled Substances”) by adding a new section prohibiting the use, sale or delivery of certain dangerous substances, sold and marketed as incense, potpourri or novelty aromatics affecting the public health, safety and welfare of the citizens of Atlanta and providing for a penalty for violation; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 12-R-0694 (10) A Resolution by **Councilmember Michael Julian Bond** authorizing the Mayor or designee to enter into a contractual agreement, on behalf of the Municipal Court of Atlanta, with Sentinel Offender Services, LLC for FC-5440, privatized probation services, a revenue generating contract. All funds generated under this contract shall be deposited into applicable general fund revenue accounts and agency fund liability accounts; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 12-O-0695 (11) An Ordinance by **Councilmember Natalyn Mosby Archibong** to amend Chapter 138 (entitled “Streets, Sidewalks and Other Public Places”), Article IV, Division 2, Section 138-84 and 138-85 so as to amend the procedures to be followed for the installation and removal of traffic calming devices in the public right of way; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 12-O-0697 (12) An Ordinance by **Councilmembers Natalyn Mosby Archibong, Keisha Bottoms, Joyce M. Sheperd, Aaron Watson, Yolanda Adrean, Howard Shook, Carla Smith, C. T. Martin, H. Lamar Willis Alex Wan, Kwanza Hall, Michael Julian Bond and Felicia A. Moore** authorizing the Mayor to enter into agreements with the State of Georgia and the United States of America, subject to approval by the court, to modify the first amended consent decree, Civil Action File No. 1:98-CV-1956-TWT; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 12-O-0700 (13) An Ordinance by **Councilmember Kwanza Hall** authorizing the Mayor or his designee to install four way stop signage at the intersection of North Avenue and Linwood Avenue, in the Poncey-Highland Neighborhood; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

RESOLUTIONS/REFERRED

- 12-R-0688 (1) A Resolution by **Councilmember Alex Wan** to authorize the Office of Planning to recognize as a legal non-conforming lot of record improved property located at **471 Wimbledon Road**; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION
- 12-R-0696 (2) A Resolution by **Councilmember Natalyn Mosby Archibong** authorizing payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$_____ as stipulated penalties for the violation of CSO Fecal Coliform Operational Standards _____ pursuant to the CSO Consent, Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 12-R-0698 (3) A Resolution by **Councilmembers H. Lamar Willis and C. T. Martin** authorizing the Mayor, on behalf of the Atlanta Police Department and Fulton County, Georgia, to apply for and accept a joint Edward Byrne Memorial Justice Assistance Grant from the U. S. Department of Justice, Bureau of Justice Assistance, in the amount of Six Hundred Twenty-Nine Thousand, Two Hundred Seventy-Seven Dollars (\$629,277), with no matching funds, for the purpose of supporting law-enforcement and criminal justice activities; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/REFERRED (CONT'D)

- 12-R-0699 (4) A Resolution by **Councilmembers H. Lamar Willis and C. T. Martin** authorizing the Mayor, on behalf of the City of Atlanta, to enter into an interlocal agreement with Fulton County, Georgia, in order to share funds from the U. S. Department of Justice, 2012 Edward Byrne Memorial Justice Assistance Grant program, in the amount of Six Hundred Twenty-Nine Thousand, Two-Hundred Seventy-Seven Dollars (\$629,277), for the purpose of supporting law-enforcement and criminal justice activities; and for other purposes.
- REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**

ADJOURNMENT

Council President Pro Tempore Kwanza Hall Presided

ADJOURNMENT

There being no further business to discuss, the May 07, 2012 meeting of the Atlanta City Council was adjourned at 4:33 p.m.

ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell was excused (1); Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis (13).